

48A C.J.S. Judges § 13

Corpus Juris Secundum | August 2023 Update

Judges

Joseph Bassano, J.D.; Khara Singer-Mack, J.D.; Thomas Muskus, J.D; Karl Oakes, J.D. and Jeffrey J. Shampo, J.D.

I. In General

A. Definitions and Distinctions

3. Magistrate

§ 13. Police magistrate

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West's Key Number Digest

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A police magistrate, without other legal definition, supposes some officer of the state, or some municipal division of the state, invested with authority, executive or judicial, relating to the administration of police or municipal laws.

A police magistrate is a term with a definite meaning.¹ The term, without other legal definition, supposes some officer of the state, or some municipal division of the state, invested with authority, executive or judicial, relating to the administration of police or municipal laws.² More specifically, a police magistrate is an inferior judicial magistrate, whose jurisdiction, in the absence of constitutional or statutory extensions, is confined to criminal cases arising under the ordinances and regulations of a municipality.³

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Footnotes

- 1 N.D.—*McDermont v. Dinnie*, 6 N.D. 278, 69 N.W. 294 (1896).
- 2 Colo.—*People v. Curley*, 5 Colo. 412, 1880 WL 185 (1880).
- 3 N.Y.—*Wenzler v. People*, 58 N.Y. 516, 1874 WL 11313 (1874).

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